

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>EDWARD BRACEY,</b>	:	<b>CIVIL ACTION</b>
<b>Petitioner,</b>	:	
	:	
v.	:	
	:	
<b>JEFFREY BEARD, Commissioner,</b>	:	
<b>Pennsylvania Department of Corrections;</b>	:	
<b>DONALD T. VAUGHN, Superintendent of</b>	:	
<b>the State Correctional Institution at</b>	:	
<b>Graterford; and</b>	:	
<b>JOSEPH P. MAZURKIEWICZ,</b>	:	
<b>Superintendent of the State Correctional</b>	:	
<b>Institution at Rockview,</b>	:	
<b>Respondents</b>	:	<b>No. 02-3685</b>

**ORDER**

**AND NOW**, this     day of **June, 2002**, upon consideration of Petitioner's Motion for Appointment of Counsel and Stay of Execution and Request for *In Forma Pauperis* Status, it is hereby **ORDERED** that:

1.     Petitioner's Motion for Appointment of Counsel and Stay of Execution and Request for *In Forma Pauperis* Status (document no. 1) is  
  
**GRANTED IN PART.**
  
2.     The Warrant of Execution is **STAYED** to permit preparation of an appropriate petition for a writ of habeas corpus.
  
3.     Petitioner may proceed *in forma pauperis*.

4. The Defender Association of Philadelphia, Federal Court Division, Capital Habeas Unit is appointed to represent Petitioner in these proceedings.

**BY THE COURT:**

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**Berle M. Schiller, J.**